

SUMMARY SHEET  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
January 9, 2003

\_\_\_\_\_ ACTION/DECISION

      X       INFORMATION

- I.     **TITLE:**       Administrative and Consent Orders issued by the Office of Environmental Quality Control.
- II.    **SUBJECT:**   Administrative and Consent Orders issued during the period October 16, 2002 through December 15, 2002 (unless otherwise noted), for the Bureaus of Land and Waste Management, Water, and Air Quality.
- III.   **FACTS:**       For the period October 16, 2002 through December 15, 2002, the Office of Environmental Quality Control issued sixty (60) consent orders with total assessed civil penalties in the amount of \$305,475. There were twelve (12) administrative orders placed in force during this reporting period with assessed civil penalties totaling \$434,077.

“Previous Orders,” as listed in this report, include the orders issued by EQC programs within the last five (5) years, unless otherwise specified.

<u>Bureau</u>	<u>Administrative Orders</u>	<u>Assessed Penalties</u>	<u>Consent Orders</u>	<u>Assessed Penalties</u>
<b>Land and Waste Management</b>				
Hazardous Waste	0	0	4	\$ 72,200
Solid Waste	1	\$ 4,550	2	\$ 13,275
UST Mgmt.	5	\$ 43,981	12	\$ 8,100
SUBTOTAL:	6	\$ 48,531	18	\$ 93,575
<b>Water</b>				
Drinking Water	5	\$342,250	13	\$ 7,100
Water Pollution	1	\$ 43,296	19	\$133,000
SUBTOTAL:	6	\$385,546	30	\$140,100
<b>Air Quality</b>				
	0	0	12	\$ 71,800
Total	12	\$434,077	60	\$305,475

- IV.    **ANALYSIS:**   The Bureau of Land and Waste Management entered into four (4) consent orders that addressed management of hazardous waste at these facilities. The violations noted include improper storage, record keeping, labeling, secondary containment, as well as other violations.

A significant regulatory action was taken in the water program against US Utilities Inc. This company is responsible for sixty-one water systems that are served by groundwater. The company failed to monitor these systems for a significant amount of time, resulting in three thousand nine hundred and fifty-seven (3,957) non-monitoring violations. An administrative order that went into effect required the company to notify its customers of its failure to monitor and to pay a civil penalty of three hundred and five thousand dollars (\$305,000). The company notified its customers in July 2002 of its failure to monitor.

The air program took several enforcement actions on facilities that failed to comply with the terms of their Title V operating permits. Clemson University Facilities and Marley Engineered Products both failed to submit timely Title V annual compliance certifications. Although each of these facilities had other violations that also had to be addressed, the Title V certifications have been a problem for a number of facilities in the past.

Submitted by:

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Deputy Commissioner  
Environmental Quality Control

Attachment